

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

AUSETT MAAT WISDOM BEY,	:	1:16-cv-1756
	:	
Petitioner,	:	
	:	
v.	:	Hon. John E. Jones III
	:	
STATE OF PENNSYLVANIA,	:	Hon. Susan E. Schwab
	:	
Respondents.	:	

ORDER

November 22, 2016

AND NOW, upon consideration of the Report and Recommendation (Doc. 4) of United States Magistrate Judge Susan E. Schwab recommending that Petitioner’s action be dismissed without prejudice for failing to complete the *in forma pauperis* application despite being given leave to do so, and noting that Petitioner has not supplemented or completed her *in forma pauperis* application and further noting that the copy of the Report and Recommendation that was sent to Petitioner from the Clerk of this Court was returned as “Undeliverable; Unable to Forward,” and thus further noting that there is no clear error on the record, *see Nara v. Frank*, 488 F.3d 187, 194 (3d Cir. 2007) (explaining that “failing to timely object to [a report and recommendation] in a civil proceeding may result in forfeiture of *de novo* review at the district court level”) and the Court finding Judge

Schwab's analysis to be thorough, well-reasoned, and fully supported by the record

IT IS HEREBY ORDERED THAT:

1. The Report and Recommendation (Doc. 4) of Magistrate Judge Schwab is **ADOPTED** in its entirety.
2. This matter **DISMISSED** without prejudice
3. The Clerk of Court is directed to **CLOSE** the file on this case.

s/ John E. Jones III
John E. Jones III
United States District Judge